

## REMARKS

Claims 1-9, 11, 12, and 14-21 are pending in the application. In the Office Action dated October 22, 2004, the Examiner objected to claims 11, 14, and 15 under 37 CFR 1.75(c) as being improper dependent claims that fail to limited the subject matter of a previous claim. Further, claims 1-9, 11, 12, and 14-21 were rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Pat. No. 5,940,187 ("Berke").

In this Amendment, claims 11, 14, and 15 have been cancelled and claims 23-25 have been added. Applicant respectfully requests reconsideration and withdrawal of the rejections in light of the following remarks.

### I. Claims 11, 14, and 15

Dependent claims 11, 14, and 15 have been cancelled and rewritten and claims 23-25. Applicant requests withdrawal of the objection under 37 CFR 1.75(c).

### II. Berke Does Not Render the Independent Claims Unpatentable

Independent claims 1, 3, 5, 9, 12, and 16 were rejected as being anticipated by Berke. Each of the independent claims is directed to a method or a system that grants a calling source access to a secured service if the calling source is authorized to access the secured service. Generally, a telephone number signal from a calling source indicating a calling destination is received. A directory number corresponding to the calling source is identified, and a determination is made whether the calling source has authorization to access the secured service. If the calling source is authorized to access the secured service, an authorization key is retrieved.

Berke is directed to a system and method to provide certified facsimile communications only. Berke discloses a system which receives a facsimile communication, identifies the sender of the facsimile communication, and sends the facsimile communication and certification information to the intended receiver. Berke and the currently-claimed invention perform entirely different operations.

Berke discloses a system which only *certifies a sender of a facsimile*. Therefore, in Berke, for a communication to reach a recipient the only requirement is that the identity of the sender be accurate. In contrast, the currently-claimed invention

is directed to a system which both ***identifies a calling source*** and ***grants access to a secured service*** such as a ***server*** if the calling source is authorized to access the secured service. Therefore, in the currently-claimed invention, for a communication to reach a recipient, the identity of the calling source must be identified and the calling source must be ***authorized*** to gain access to the secured service. In other words, in the currently-claimed invention not every calling source whose identity is accurate may gain access to the secured service.

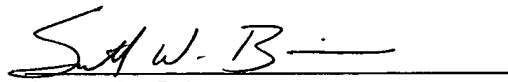
Further, Berke and the currently-claimed invention identify the sender of a communication in different ways. To identify the sender of the facsimile, the Berke system uses criteria such as ***handwritten signatures, voiceprints, or passwords***. Berke does not disclose identifying a ***directory number corresponding to the calling source*** for any operations as recited in the independent claims.

Due to the fact that Berke does not disclose a system which grants access to a secured service only when a calling source is authorized to access the secured service, and due to the fact Berke does not identify a calling source in the same manner as the currently-claimed invention, Berke necessarily cannot anticipate the currently-claimed invention. Applicant respectfully requests reconsideration and withdrawal of the rejection to claims 1-9, 11, 12, and 14-21.

### III. CONCLUSION

In view of the foregoing amendment and remarks, Applicant submits that the pending claims are in condition for allowance. Reconsideration is therefore respectfully requested. If there are any questions concerning this Response, the Examiner is asked to phone the undersigned attorney at (312) 321-4200.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "S. W. Brim", is written over a horizontal line.

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